



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Fernando OLIVEIRA, et al.

Appl. No.: 10/808,781

Filed: March 25, 2004

For: **CONTINUOUS DATA BACKUP**

Art Unit: 2164

Examiner:
Sathyanaraya R. PANNALA

Atty Docket: EMS-07401

CERTIFICATE OF MAILING

I hereby certify that the foregoing document is being deposited with the United States Postal Service as first class mail, postage prepaid, "Post Office to Addressee", in an envelope addressed to: Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on February 13, 2009.

Name: Sandra Pires

NOTICE OF APPEAL

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicants hereby appeal to the Board of Patent Appeals from the Final Rejection dated October 28, 2008, rejecting Claims 1-27 and 32-34.

The Commissioner is authorized to charge the filing fee of \$540.00 required under 37 C.F.R. 41.20(b)(1) to **Deposit Account No. 05-0889**.

Although we believe that we have appropriately provided for any fees due in connection with this submission, the Commissioner is authorized to credit any overpayment or charge any deficiencies to/from our **Deposit Account No. 50-3596**.

Should there be any questions after reviewing this paper, the Examiner is invited to contact the undersigned at 508-898-8603.

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Date: February 13, 2009

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Respectfully submitted,
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